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Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	08/956,991
Filing Date	October 23, 1997
First Named Inventor	Julie R. Korenberg
Art Unit	1634
Examiner Name	Juliet C. Switzer
Confirmation Number	9464
Attorney Docket Number	42778.8001.US01

This is a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant applications filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

- Submission required under 37 C.F.R. § 1.114
 - ☒ Previously submitted
 - ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on February 19, 2004
(Any unentered amendment(s) referred to above will be entered).
 - ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - ☐ Other
 - Enclosed
 - ☒ Amendment/Reply
 - ☒ Affidavit(s)/Declaration(s)
 - ☐ Information Disclosure Statement (IDS)
 - ☒ Other Prior Art References (Exhibits 1-4)
- Miscellaneous
 - ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)
 - ☐ Other
- Fees The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.
 - ☒ The Director is hereby authorized to charge any deficiencies or credit any overpayments to Deposit Account No. 50-2586
 - ☒ RCE fee required under 37 C.F.R. 1.17(e) 05/21/2004 AWONDAF1 00000034 08956991
 - ☒ Extension of time fee (37 C.F.R. 1.136 and 1.17) 01 FC:2801 385.00 OP
 - ☐ Other
 - ☒ Check in the amount of \$ 860.00 enclosed
 - ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print /Type)	James J. Zhu	Registration No. (Attorney/Agent)	52,396
Signature		Date	May 19, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EL994147713US in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print /Type)	Melissa Granch	Signature		Date	May 19, 2004
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This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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Date: May 19, 2004

By: Melissa Granch
Melissa Granch

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: KORENBERG, JULIE R.

APPLICATION No.: 08/956,991

FILED: OCTOBER 23, 1997

FOR: **NUCLEIC ACID ENCODING DS-CAM
PROTEINS AND PRODUCTS RELATED
THERETO**

EXAMINER: JULIET C. SWITZER

ART UNIT: 1634

CONF. No.: 9464

**AMENDMENT AND REPLY IN ACCOMPANY WITH A REQUEST FOR CONTINUED
EXAMINATION UNDER 37 C.F.R. § 1.114**

**Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Madam,

Applicant filed a reply under 37 C.F.R. § 1.116 on February 19, 2004, in response to the Final Office Action mailed November 19, 2003. Applicant respectfully requests that the 19 February reply be reconsidered.

In light of the Advisory Action mailed March 24, 2004, the interview conducted on April 12, 2004, and the Interview Summary mailed April 15, 2004, Applicants further provides the following remarks.

Amendments to the Claims begin on page 2.

Reply begins on page 4.